



*RCE
1600*

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INTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)

Application Number: 09/393,173
Filing Date.: September 9, 1999
First Named Inventor: Curiel
Group Art unit: 1632
Examiner Name: Wehbe, A.
Attorney Docket No.: D6163

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MAR 06 2003

TECH CENTER 1600/2900

THE ASSISTANT COMMISSIONER FOR PATENTS
BOX RCE
WASHINGTON, D.C. 20231

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114:

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other
- b. ☒ Enclosed.
 - i. ☒ Amendment/Reply
 - ii. ☒ Affidavit(s)/Declarations
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other

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2. Miscellaneous:

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of

b. ☐ Other:

3. Fees:

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-1185

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee

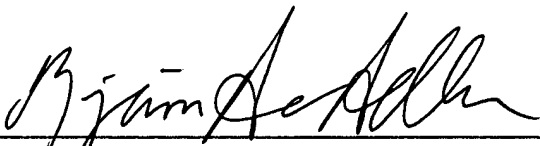
iii. ☐ Other

b. ☐ Check in the amount of \$__ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed).

DATE: Feb 24, 2003

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Registration No. 35,423



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Curiel *et al.*

FILED: September 9, 1999

SERIAL NO.: 09/393,173

FOR: Adenoviral Vector Encoding Pro-Apoptotic Bax Gene and Uses Thereof

The Assistant Commissioner of Patents and Trademarks
BOX RCE
Washington, DC 20231

§ ART UNIT: 1632

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EXAMINER:

Wehbe, A.M.S.

DOCKET: D6163

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to The Assistant Commissioner of Patents, Box RCE, Washington DC 20231:

- 1) Response to Final Office Action;
- 2) Declaration under 37 C.F.R. 1.132; and
- 3) Request for Continued Examination Transmittal.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Date:

Feb 24, 2003

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Respectfully submitted,

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